



May 5, 2021

VIA ECF

The Honorable Andrew L. Carter Jr.
United States Courthouse
40 Foley Square
New York, NY 10007

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC#: _____
DATE FILED: May 6, 2021

MEMO ENDORSED

Re: Hedgeye Risk Management, LLC v. Dale, No. 1:21-cv-3687 (ALC)

Dear Judge Carter:

I represent Mr. Dale in the above captioned matter. Pursuant to Section 6.D of your Honor's Individual Practices and Section 6 of the SDNY ECF Rules and Instructions, I write to request that the following document be filed under seal:

: May 3, 2021, Declaration of Darius Dale in support of Defendant's Memorandum in Opposition to Plaintiff's Motion for Order to Show Cause.

The undersigned was contacted by counsel for the plaintiff requesting that the second sentence of paragraph 6 and the entirety of paragraph 18 be redacted claiming the content is confidential. Defendant has no objection to this request and accordingly seeks the Court to seal the Declaration.

In accordance with the Court's Individual Practices, a redacted version of the document to be filed under seal is attached hereto.

Thank you for your time and consideration.

Sincerely,

A handwritten signature in blue ink.

Michelle N. Holmes

MNH/lj

Andrew L. Carter Jr.
HON. ANDREW L. CARTER, JR.
UNITED STATES DISTRICT JUDGE

May 6, 2021

The Court shall seal the
Declaration of Darius Dale
annexed in ECF No. 28-1.